

ORIGINAL

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FILED
DISTRICT COURT OF GUAM
AUG 18 2006
MARY L.M. MORAN
CLERK OF COURT

8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE TERRITORY OF GUAM
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12 UNITED STATES OF AMERICA,
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14 Plaintiff,
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16 vs.
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18 ROBERT DUENAS QUIDACHAY,
19 Defendant.

CRIMINAL CASE NO. 06-00032

COMPLAINT

CONSPIRACY TO DISTRIBUTE
METHAMPHETAMINE
HYDROCHLORIDE
[21 U.S.C. §§ 841(a)(1) & 846]

19 THE UNDERSIGNED COMPLAINANT CHARGES UPON INFORMATION AND BELIEF
20 THAT:

21 Between June 2006, the exact date unknown, and continuing thereafter, up to and
22 including August 17, 2006, in the District of Guam, the defendant, ROBERT DUENAS
23 QUIDACHAY, did unlawfully, intentionally, and knowingly combine, conspire, confederate and
24 agree together with diverse other persons both known and unknown, to distribute 5 grams or
25 more of methamphetamine hydrochloride, a schedule II controlled substance, in violation of Title
26 21, United States Code, Sections 841(a)(1) and 846.
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3 COMPLAINANT FURTHER STATES:

4 I, Marvin Desamito, am employed with the Guam Police Department as a Police Officer,
5 and am currently assigned as a Task Force Agent (TFA) with the Drug Enforcement
6 Administration (DEA). The statements contained in this affidavit are based on personal
7 knowledge as well as information and written reports of law enforcement officers in the course of
8 their official duties.

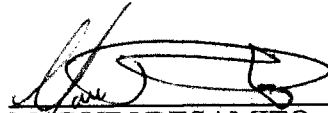
9 1. On August 17, 2006, at approximately 2:30 a.m., patrol units from the Guam Police
10 Department (GPD) Hagatna Precinct conducted a traffic stop of a 2006 Mazda RX8 bearing
11 Guam License Plate: DLR1306 on Rte 16 by the underpass. During the traffic stop officers
12 requested consent to search the vehicle from the operator Robert Duenas Quidachay (hereinafter
13 QUIDACHAY). Officers also requested a patdown search of QUIDACHAY for weapons or
14 drugs and QUIDACHAY agreed to the search of his person. While conducting the search of
15 QUIDACHAY, officers discovered five (5) heat sealed straws containing suspected
16 methamphetamine totaling approximately one (1) gram. QUIDACHAY was later placed under
17 police custody and later transported to the Hagatna precinct. While at the scene on Rte 16,
18 officers conducted a search of the above mentioned vehicle and also discovered drug
19 paraphernalia, suspected methamphetamine, suspected marijuana, and U.S. Currency totaling six
20 thousand four dollars (\$6,004.00).

21 2. QUIDACHAY was later transported to the DEA Guam Resident Office (GRO) for
22 questioning, while at the GRO affiant advised QUIDACHAY of his Miranda Rights which he
23 waived his right for legal counsel. QUIDACHAY informed your affiant that the drugs that were
24 found in his possession were for his personal use and that he purchased the drugs from a female
25 he only identified as Jay Korean, in the Tamuning area. He also stated that he was unaware of
26 the U.S. Currency and the methamphetamine found in the vehicle.


1 During the month of June 2006, QUIDACHAY stated that he purchased about five (5)
2 grams of methamphetamine from Jay Korean for Judith Mateo. Judith Mateo provided
3 QUIDACHAY with \$2,000.00 to purchase the methamphetamine. On August 17, 2006,
4 QUIDACHAY was questioned by GPD Officer Anthony Arriola and stated that he was present
5 in the past when Judith Mateo was conducting her drug transactions and that his job was to keep
6 unwanted people from entering Judith Mateo's residence during the drug transaction.

7 Based on the foregoing facts, affiant believes that there is probable cause to believe that
8 ROBERT DUENAS QUIDACHAY did conspire to distribute crystal methamphetamine, a
9 schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1)
10 and 846.

11 DATED this 18th day of August 2006.

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15 MARVIN DESAMITO
16 Task Force Agent
17 Drug Enforcement Administration

18 **SUBSCRIBED AND SWORN** to before me on this 18th day of August 2006.

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20 
21 JOAQUIN V.E. MANIBUSAN, JR.
22 U.S. Magistrate Judge
23 District Court of Guam
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